



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Harry K. Kraklow, et al.

Attorney Docket No.: K30-002-02-US

Application No.: 10/749,585

Group Art Unit:

Filed: December 31, 2003

**Title: SHELF-STABLE SWEET GOODS
DOUGH**

Commissioner for Patents
Alexandria, V.A. 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

Pursuant to 37 CFR §§ 1.97 and 1.98, Applicant in the above-identified application submits this Information Disclosure Statement together with a substitute for form PTO-1449 enclosed herewith to bring to the Examiner's attention documents of which Applicant is aware and which may have some bearing on the examination of this case.

Applicant, by submitting the listed documents, does not represent any of the documents to be prior art to this application, and expressly reserves the right, under 37 CFR § 1.131, to establish otherwise. Applicant does not represent the listed documents to be material to the examination of the application, but has cited same to make it clear beyond all doubt that Applicant has complied

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. 1.8(a))

Date: Jan. 22, 2004

I hereby certify that this correspondence is, on the date shown above, being deposited with the United States Postal Service Under 37 CFR 1.8(a), in an envelope addressed to the Commissioner for Patents, Alexandria, V.A. 22313-1450.

Nichole Williams
Name of Person Mailing Document

Nichole Williams
Signature

with the Duty of Disclosure. Furthermore, this disclosure statement is not to be construed as a representation that a search has been conducted by Applicant or that no other material information exists. A copy of each identified foreign patent or patent publication and each identified non-patent document are submitted herewith.

If the Examiner has any questions with respect to the foregoing, it is respectfully requested that the Examiner contact the undersigned attorney at the telephone number provided below. If any fees or surcharges are required to make this filing timely, please charge such fees, surcharges or the like to the Deposit Account of the undersigned attorneys, Deposit Account No. 13-4300, and credit overpayment thereto as well.

REMARKS

Applicant requests that these documents be considered by the Examiner and made of record in the present application under 37 CFR § 1.104.

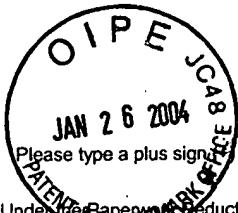
Respectfully submitted,
for the Applicant,
by his attorneys,

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90 South Seventh Street
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Date: January 22, 2004

By: 

Robert C. Freed, Reg. No. 32,569



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PTO/SB/081 (10-96)

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Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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Substitute for Form 1449A/PTO

Complete if Known

Application Number	10/749,585
Filing Date	December 31, 2003
First Named Inventor	Harry K. Kraklow, et al.
Group Art Unit	unknown
Examiner Name	unknown

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet 1 of 4 Attorney Docket Number K30-002-02-US

U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear
		Kind Code ² Number (if known)	Number (if known)			
		2002/0064587		Redding, Jr. et al.	05-30-2002	
		2,982,662		Cochran	05-02-1961	
		3,222,189		Perrozzi	12-07-1965	
		3,409,446		Olphen	11-1968	
		3,649,304		Fehr, Jr., et al.	03-14-1972	
		3,692,535		Norsby et al.	09-19-1972	
		3,718,483		Davis et al.	02-27-1973	
		3,753,734		Kaplow et al.	08-21-1973	
		3,767,421		Gulstad et al.	10-23-1973	
		3,767,422		Levitz	10-23-1973	
		3,769,034		Dreier, Jr. et al.	10-30-1973	
		3,784,710		Earle et al.	01-08-1974	
		4,353,932		Bone	10-12-1982	

FOREIGN PATENT DOCUMENTS

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		Kind Code ⁵ Office ³	Number ⁴ (if known)				
	EP	0145550	A2	Nabisco Brands, Inc.	06-19-1985		
	EP	0072758	B1	Nabisco Brands, Inc.	10-08-1986		

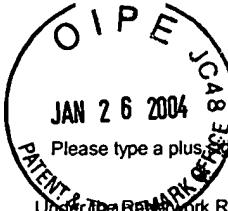
OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.				
Examiner Signature				Date Considered		

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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		Kind Code ² Number (if known)			
		4,455,333	Hong et al.	06-19-1984	
		4,503,080	Brabbs et al.	03-05-1985	
		4,582,711	Durst	04-15-1986	
		4,693,899	Hong et al.	09-15-1987	
		4,803,084	Shine	02-07-1989	
		4,904,493	Petrizzelli	02-27-1990	
		4,910,029	Thulin et al.	03-20-1990	
		4,911,939	Lou et al.	03-27-1990	
		4,957,750	Cochran et al.	09-18-1990	
		4,966,778	Benjamin et al.	10-30-1990	
		5,079,012	Lengerich et al.	01-1992	
		5,171,599	Weber	12-15-1992	

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		Kind Code ⁵ Office ³ Number ⁴ (if known)				
		GB 1044554	National Biscuit Co.	06-26-1969		

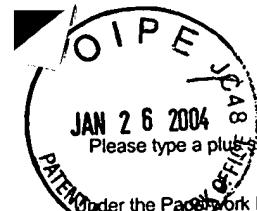
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		Lee et al., "Effects of Beta-(1-3), (1-4)-D-Glucans from Hull-Les Barley on the Properties of Wheat Starch, Flour, and Bread", Dept. of Cereal Science, North Dakota State University, published on the world wide web on or before 12/29/03 at http://wheat.pw.usda.gov/gppages/BarleyNewsletter/39/Effects of Beta-D-Glucans.html .
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		Kind Code ² Number (if known)				
		5,178,893		Seewi et al.	01-12-1993	
		5,223,292		Thulin et al.	06-29-1993	
		5,384,139		Vasseneix	01-24-1995	
		5,409,720		Kent et al.	04-25-1995	
		5,451,417		Freyne et al.	09-19-1995	
		5,620,731		McKee	04-15-1997	
		5,855,945		Laughlin et al.	01-05-1999	
		5,858,440		Laughlin et al.	01-12-1999	
		6,024,997		Blaschke et al.	02-15-2000	
		6,039,994		Leflècher et al.	03-21-2000	
		6,165,524		Narayanaswamy et al.	12-26-2000	
		6,165,533		Laughlin et al.	12-26-2000	

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		Kind Code ⁵	Office ³ Number ⁴ (if known)				

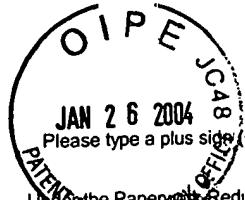
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		Kind Code ² Number (if known)				
		6,217,929	B1	Hahn	04-17-2001	
		6,224,924	B1	Narayanaswamy et al.	05-01-2001	
		6,224,925	B1	Narayanaswamy et al.	05-01-2001	
		6,228,403	B1	Narayanaswamy et al.	05-08-2001	
		6,261,613	B1	Narayanaswamy et al.	07-17-2001	
		6,280,783	B1	Blaschke et al.	08-28-2001	
		6,284,295	B1	Blaschke et al.	09-04-2001	
		6,312,743	B1	Blaschke et al.	11-06-2001	
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		6,551,640		Drantch et al.	04-2003	
		6,165,524		Narayanaswamy et al.	12-26-2000	
		6,165,533		Laughlin et al.	12-26-2000	

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